

REMARKS

Claims 1, 4, 5, 8, 11-14, 16-18, 22, 25, and 28-29 are pending. The Office Action dated November 23, 2004 has been carefully considered. The above amendments and the following remarks are presented in a sincere attempt to place this Application in condition for allowance. Claims 16-18, 22, 25, and 28 have been amended in this Response, and Claim 29 has been added. Reconsideration and allowance are respectfully requested in light of the above amendments and following remarks.

Claims 1, 4, 5, 8, and 11-14 stand rejected under obviousness-type double patenting in view of U.S. Patent No. 6,739,411 by Burns et al. ("Burns"). Insofar as they may be applied against the Claims, these rejections are overcome.

Applicants have filed a terminal disclaimer in conjunction with this Response. Therefore, Applicants submit that the rejections of Claims 1, 4, 5, 8, and 11-14 in view of Burns are overcome. Accordingly, Applicants respectfully request that the rejections under obviousness-type double patenting in view of Burns be withdrawn and that Claims 1, 4, 5, 8, and 11-14 be allowed.

Claims 16-18, 22, and 25 stand rejected under 35 U.S.C. §101 (double patenting) in view of Burns. Insofar as they may be applied against the Claims, these rejections are overcome.

According to MPEP § 804(II), a question of whether "an embodiment of the invention [...]" falls within the scope of one claim, but not the other" is posed. Applicants respectfully assert that the increased breadth of scopes of Claims 16-18, 22, and 25, as amended, allow for additional embodiments that would have been previously excluded. Therefore, Applicants respectfully assert that scopes of Claims 16-18, 22, and 25 are no longer co-extensive with any of Claims 16-27 of Burns. Accordingly, Applicants respectfully request that the rejections of Claims 16-18, 22, and 25

under 35 U.S.C. § 101 (double patenting) in view of Burns be withdrawn and that Claims 16-18, 22, and 25 be allowed.

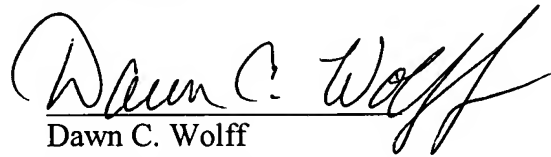
Applicants have now made an earnest attempt to place this Application in condition for allowance. For the foregoing reasons and for other reasons clearly apparent, Applicants respectfully request full allowance of Claims 1, 4, 5, 8, 11-14, 16-18, 22, 25, and 28-29.

Applicants have included a check in the amount of sixty-five dollars (\$65.00) to cover the fee for filing a terminal disclaimer for a small entity. In the event that any other fees are due, the Commissioner is hereby authorized to charge any required fees due (other than issue fees), and to credit any overpayment made, in connection with the filing of this paper to Deposit Account No. 50-2180 of Storm, LLP.

Should the Examiner require any further clarification to place this application in condition for allowance, the Examiner is invited to telephone the undersigned at the number listed below.

Respectfully submitted,

Storm LLP



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